

**UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA**

[illegible]

**LEAD PLAINTIFF’S UNOPPOSED MOTION FOR PRELIMINARY
APPROVAL OF PROPOSED CLASS ACTION SETTLEMENT**

Lead Plaintiff, Oklahoma Teachers' Retirement System ("OTRS"), by its undersigned counsel, hereby moves this Court for entry of an Order:

1. Preliminarily approving the proposed Settlement and the proposed plan of allocation;
2. Certifying a settlement class and appointing OTRS class representative and Nix, Patterson & Roach, LLP class counsel;
3. Approving the form and manner of notice proposed by Lead Plaintiff;
4. Appointing a notice and claims administrator;
5. Setting a hearing date for final approval of the Settlement and application for attorneys' fees and reimbursement of expenses; and

6. Barring, enjoining, and restraining Lead Plaintiff and all class members from commencing, prosecuting, continuing, or asserting in any forum, either directly or indirectly, on their own behalf or on behalf of any class or other person, any Settled Plaintiffs' Claims against any of the Released Persons.

Lead Plaintiff bases this motion on all of the records and files herein, including the memorandum of law and exhibits thereto, and submit herewith a proposed Order Preliminarily Approving Settlement, Directing Notice And Scheduling Hearing Date in connection with the settlement proceedings.

Dated: March 9, 2010

Respectfully Submitted,

NIX, PATTERSON & ROACH, L.L.P.

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